

NO. 63061

**APPLICATION FOR PERMISSION TO CHANGE POINT OF
DIVERSION, MANNER OF USE AND PLACE OF USE OF THE
PUBLIC WATERS OF THE STATE OF NEVADA
HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office APR 23 1997

Returned to applicant for correction _____

Corrected application filed _____

Map filed APR 23 1997

The applicant Sierra Pacific Power Company, hereby makes application for permission to change the Point of Diversion, Manner of Use and Place of Use of water heretofore appropriated under a portion of Claim Nos. 211 of the Truckee River Decree, said Decree entered by the District Court of the United States for Nevada in that certain action entitled "The United States of America, Plaintiff, vs. Orr Water Ditch Company, et al, Defendants", in Equity Docket A-3.

1. The source of water is the Truckee River
2. The amount of water to be changed 0.5373 c.f.s. not to exceed 177.08 acre feet
3. The water to be used for Municipal and Domestic
4. The water heretofore permitted for as Decreed
5. The water is to be diverted at the following point The points of diversion of Sierra's existing water treatment plants as described in attached EXHIBIT "A" and shown on the map supporting Application No. 58882 on file with the Division of Water Resources, State of Nevada.
6. The existing permitted point of diversion is located within the Northeast one-quarter of the Northwest one-quarter (NE1/4 NW1/4) of Section 19, T.19N., R.19E., M.D.B.&M., at a point from which the Northeast corner of said Section 19 bears, South 88° 05' East, a distance of 2620.0 feet (Lake Ditch).
7. Proposed place of use See attached 'Exhibit "B"' and as shown on the map that accompanied Application No. 62141
8. Existing place of use 12.74 acres in the NE1/4 SW1/4 and 31.53 acres in the NW1/4 SE1/4 of Section 31, T.19N., R.20E., M.D.B.&M. FOR A TOTAL OF 44.27 ACRES.
9. Use will be from as Decreed to of each year.
10. Use was permitted from as Decreed to of each year.
11. Description of proposed works Water will be diverted by existing company facilities, treated and placed into the existing distribution system.
12. Estimated cost of works Sierra has invested in excess of \$50 million in its water treatment and distribution system.
13. Estimated time required to construct works Completed
14. Estimated time required to complete the application of water to beneficial use one year

15. Remarks: During 1996, Sierra served an average of 63,871 non-duplicate customers and delivered approximately 68,122 acre feet of water. Maximum day delivery was 116.70 million gallons (358.14 acre feet).

William K. Jewett, Agent
By s/William K. Jewett
P.O. Box 30028
Reno, NV 89520-3028

Compared gkl/cms bcm/gkl

Protested 7/31/97 by The City of Fallon; 7/31/97 by Churchill County;
Pro. Overruled 6-17-98, See Ruling #4642

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion, manner of use and place of use of a portion of the waters of the Truckee River as heretofore granted under Claim 211, Truckee River Final Decree is issued subject to the terms and conditions imposed in said decree and with the understanding that no other rights on the source will be affected by the change proposed herein. A suitable measuring device must be installed and accurate measurements of water placed to beneficial use must be kept.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

(CONTINUED ON PAGE 3)

The amount of water to be changed shall be limited to the amount, which can be applied to beneficial use, and not to exceed 0.5373 cubic feet per second, but not to exceed 177.08 acre-feet as decreed.

Work must be prosecuted with reasonable diligence and be completed on or before:

N/A

Proof of completion of work shall be filed on or before:

N/A

Water must be placed to beneficial use on or before:

May 15, 2016

Proof of the application of water to beneficial use shall be filed on or before:

June 15, 2016

Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 15th day of May, A.D. 20006


State Engineer

Completion of work filed March 12, 1997 under 60929

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____